IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

| CADENCE PHARMACEUTICALS, INC. |) |
|-------------------------------------|------------------------------|
| and SCR PHARMATOP, |) |
| Plaintiffs, |) |
| v. |) C.A. No. 11-733 (LPS)(MPT) |
| EXELA PHARMA SCIENCES, LLC, et al., |) |
| Defendants. |) |
| |) |

(PROPOSED) ORDER APPOINTING DENIS CHEMLA AS COMMISSIONER FOR TAKING OF EVIDENCE IN AID OF DEFENDANTS' REQUEST FOR INTERNATIONAL JUDICIAL ASSISTANCE

On this ____ day of December, 2012, the Court having previously considered and granted the Defendants' Request for International Judicial Assistance, the Court further orders that:

Denis Chemla of ALLEN & OVERY LLP, 52 Avenue Hoche, CS 90005, 75379

Paris Cedex 08, France, is duly appointed as the commissioner for the taking of evidence in aid of the aforementioned Request for International Judicial Assistance.

UNITED STATES DISTRICT JUDGE

01:12955946.1